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PTO/SB/21 (09-04)

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Total Number of Pages in This Submission

Application Number	10/692,622
Filing Date	October 24, 2003
First Named Inventor	Jerome O. Vogedes
Art Unit	2686
Examiner Name	Suhail Khan
Attorney Docket Number	33692.03.3156

ENCLOSURES (Check all that apply)

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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Vedder, Price, Kaufman & Kammholz, P.C.		
Signature			
Printed name	Christopher J. Reckamp		
Date	December 6, 2005	Reg. No.	34,414

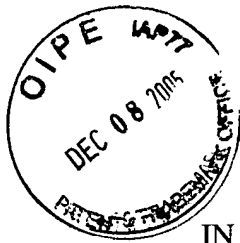
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jerome O. Vogedes, et al.
Serial No. 10/692,622
Filing Date: October 24, 2003

Examiner: Suhail Khan
Art Group: 2686
Docket No.: 33692.03.3156

Title: **METHOD AND APPARATUS FOR SENDER CONTROLLABLE
MODALITIES**

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Christine A. Wright
Christine A. Wright

AFTER FINAL RESPONSE

Dear Sir:

In response to the Final Office Action mailed September 6, 2005, for the above-identified patent application, Applicants respond as follows:

REMARKS

Applicants respectfully traverse and request reconsideration.

Claims 1-5, 7-9, 11-14, 16-21 and 23-24 stand rejected under 35 U.S.C. §102(e) as being anticipated by U. S. Patent Application No. 2004/0198471 (Deeds). It appears that the Deeds reference and its teachings have apparently been misapprehended in view of the claimed subject matter. The sender in Deeds has no control of the modality of the receiving unit nor does any sender send priority commands that include the modality alert command. In claim 1, for example, the sender (e.g. the originating unit) directs the modality change in the receiving unit. In Deeds, the recipient unit controls the ring tone to Morse code translation. Moreover, the office action does not